

**FEE TRANSMITTAL**

Attorney Docket No.: <b>APF 40.01</b>	First Named Inventor: <b>Haynes</b>
Application No.: <b>09/846,091</b>	Filing Date: <b>April 30, 2001</b>
Examiner: <b>Not Yet Assigned</b>	Group Art Unit: <b>Not Yet Assigned</b>

**Description of Action**

This Fee Transmittal sheet is being submitted in connection with the accompanying Reply to Notice of Missing Parts mailed 5 July 2001.

**Authorization to Charge Deposit Account**

The Assistant Commissioner for Patents is hereby authorized to charge the indicated fees against, and credit any overpayments to, the following deposit account. The Assistant Commissioner is further authorized to charge any additional fees required under 37 CFR §§ 1.16 and 1.17 against the same deposit account.

Deposit Account No: **50-0828**Deposit Account Name: **PowderJect Technologies**

No fee(s) are entered below because it is believed that none are required in connection this action. However, in the event fee(s) are required, the Assistant Commissioner is authorized to charge any fee(s) under 37 CFR §§ 1.16 and 1.17 against the above deposit account. (Check this box only if no fee(s) are entered below.)

**Fee Calculations**(1) **Filing fee (large entity) (if applicable)**

	Description	Fee Paid
	Filing fee	<b>(\$)</b> <b>710</b>

(2) **Extra claim fees (large entity) (if applicable)**

Claims in specification as filed

	No. in Specification or after Amendment	No. Included in Filing Fee or Previously Paid For	No. Extra (b)	Applicable Fee	Fee Paid
Total Claims	<b>50</b>	<b>- 20 =</b>	<b>30</b>	<b>x 18 (ea.)</b>	<b>540</b>
Independent Claims		<b>- 3 =</b>		<b>x 78 (ea.)</b>	
Multiple dependent claim(s) presented for first time (c)			<b>No</b>	<b>260</b>	
			Subtotal (2) Extra claim fees	<b>(\$)</b> <b>540</b>	

(3) **Additional or other fees (large entity) (if applicable)**

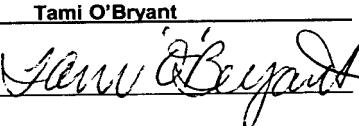
	Description	Fee Paid
	Four-Month Extension Fee (37 CFR 1.17(a))	<b>1,440</b>
	Late Filing Fee (37 CFR 1.16(e))	<b>130</b>
	Subtotal (3) Additional or other fees	<b>(\$)</b> <b>1,570</b>

**Total Fees**

Total Fees Submitted (Sum of Subtotals (1), (2), and (3))	<b>(\$)</b> <b>2,820</b>
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**CERTIFICATE OF MAILING (37 CFR 1.8)**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, Washington, DC 20231, on the date indicated below:

Date of deposit: **3 January 2002**Name (printed): **Tami O'Bryant**Signature: 

Respectfully Submitted,


Name: **Thomas P. McCracken**Reg. No: **38,548**Tel: **510/742-9700, Ext. 209**Fax: **510/742-9720**Address: **PowderJect Technologies****6511 Dumbarton Circle****Fremont, CA 94555**

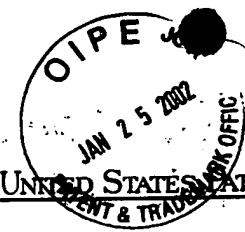
Atty Dkt No. APF 40.01  
USSN: 09/846,091  
PATENT

ACCOMPANYING DOCUMENTS/MATERIALS

Accompanying this Supplemental Preliminary Amendment are the following documents and/or materials: (1) a copy of the Notice to File Missing Parts of NonProvisional Application; (2) a Fee Transmittal; and (3) a Petition for Extension of Time.

REFERENCE TO IDENTICAL CRF  
OF ANOTHER APPLICATION OF THE APPLICANTS  
CURRENTLY ON FILE WITH THE USPTO

In accordance with 37 C.F.R. §1.821(e), applicants hereby request that in lieu of filing a duplicate computer readable form (CRF) in the present application, the Office instead uses the complaint computer readable “Sequence Listing” that is already on file for applicants’ co-pending U.S. patent application Serial Number 09/561,951, filed 1 May 2000, and entitled “Nucleic Acid Immunization.” The computer readable “Sequence Listing” already on file in USSN 09/561,951 was submitted to the USPTO with a Preliminary Amendment mailed on 23 April 2001, and is believed to be complaint with all of the rules under 37 C.F.R. §1.821. Applicants hereby state that the computer readable “Sequence Listing”already on file in USSN 09/561,951 and the paper copy of the “Sequence Listing” of the present application (pages 51-57) are identical.

COPY OF PAPERS  
ORIGINALLY FILED

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/846,091	04/30/2001	Joel R. Haynes	APF 40.01

CONFIRMATION NO. 3986

## FORMALITIES LETTER



\*OC000000006263518\*

Thomas P. McCracken  
POWDERJECT TECHNOLOGIES INC.  
8511 Dumbarton Circle  
Fremont, CA 94555



Date Mailed: 07/05/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$540.
  - \$540 for 30 total claims over 20.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1380.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

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